

U.S.A. vs

Efrain Cornejo-Segura

08mj 913

The Court finds excusable delay, under the section indicated by checkmark.

commenced on 3/27/08 and ended on 4/1/08
 and ended on _____

- 3161(h)
 (1) (A) Exam or hrg for mental or physical incapacity
 (1) (B) NARA examination (28:2902)
 (1) (D) State or Federal trials or other charges pending
 (1) (E) Interlocutory appeals
 (1) (F) Pretrial motions (from filing to trial or other prompt disposition)
 (1) (G) Transfers from other district (per FRAP 12, 21 & 40)
 (1) (J) Proceedings under advisement not to exceed thirty days
 (1) (H) Transportation from another district or removal from custody or hospitalization in ten days or less
 (1) (I) Consideration by Court of proposed plea agreement
 (2) Prosecution deferred by mutual agreement
 X (3) (A) (B) Unavailability of defendant or essential witness
 (4) Period of mental or physical incompetence or defendant to stand trial
 (5) Period of NARA commitment or treatment
 (6) Superseding indictment and/or new charges
 (7) Defendant awaiting trial of co-defendant when no severance has been granted
 (8) (A) (B) Continuances granted per (h)(2)-are "I" alone is sufficient one of the reasons below are given in support of continuance
 (8) (B) (i) 1) Failure to grant a continuance in the proceeding would result in a miscarriage of justice and the ends of justice outweigh the best interest of the public and the defendant in a speedy trial.
 (Continuance - miscarriage of justice)
 2) Failure to grant a continuance in the trial would result in a miscarriage of justice as the defendant has tendered a guilty plea to a magistrate judge and is awaiting a determination as to whether the plea will be accepted.
 (Continuance - tendered a guilty plea)
 (8) (B) (ii) 2) Case unusual or complex
 (8) (B) (iii) 3) Indictment following arrest cannot be filed in timely manner
 (8) (B) (iv) 4) Continuance granted in order to obtain or substitute counsel, or give reasonable time to prepare
 (Continuance re counsel)
 3161(i) Time up to withdrawal of guilty plea
 3161(k) Grand jury indictment time extended thirty (30) more days

Date 3-27-08

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 Deputy Clerk

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